

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

In re ISMAEL ANTONIO MURPHY-
RICHARDSON.


Case No. [23-cv-00605-HSG](#)

ORDER OF TRANSFER

Plaintiff, an inmate housed at Arizona State Prison Complex Eyman in Florence, Arizona, has filed a pleading titled “Motion for Withdrawal of Guilty Plea.”¹ Dkt. No. 1. Plaintiff appears to be seeking relief related to his Arizona state court proceedings. Dkt. No. 1. Section 1391(b) of the United States Code, title 28, provides that venue for a civil action is proper in either the judicial district in which any defendant resides or in the judicial district in which a substantial part of the events or omissions giving rise to the claim occurred. 28 U.S.C. § 1391(b). The challenged event – Plaintiff’s state court proceedings – did not occur in this district. Plaintiff resides in Arizona and the relevant event occurred in Arizona. Venue therefore properly lies in the District of Arizona. *See* 28 U.S.C. §§ 83, 1391(b). Accordingly, IT IS ORDERED that, in the interest of justice and pursuant to 28 U.S.C. § 1406(a), this action be TRANSFERRED to the United States District Court for Arizona. The Clerk is directed to close this case.

IT IS SO ORDERED.

Dated: 2/22/2023


HAYWOOD S. GILLIAM, JR.
United States District Judge

¹ The Clerk has informed Petitioner that this action is deficient because he has not filed a complete complaint on the proper form, and because he has neither paid the filing fee nor obtained leave to proceed *in forma pauperis*. Dkt. Nos. 2, 3.